

DAVID H. BECKER, ESQ. (Pro Hac Vice)
Oregon Bar No. 081507
Law Office of David H. Becker, LLC
917 SW Oak St., Suite 409
Portland, Oregon 97205
(503) 388-9160
davebeckerlaw@gmail.com

DAVID H. BAHR, ESQ. (Pro Hac Vice)
Oregon Bar No. 90199
Bahr Law Offices, P.C.
1035 1/2 Monroe St.
Eugene, Oregon 97402
(541) 556-6439
davebahr@mindspring.com

WOLF, RIFKIN, SHAPIRO,
SCHULMAN & RABKIN, LLP
CHRISTOPHER W. MIXSON, ESQ.
Nevada Bar No. 10685
5594-B Longley Lane
Reno, Nevada 89511
(775) 853-6787/Fax: (775) 853-6774
cmixson@wrslawyers.com

Attorneys for Plaintiff Basin and Range Watch

DANIEL G. BOGDEN
United States Attorney
District of Nevada
TROY K. FLAKE
Assistant United States Attorney
U.S. Attorney's Office
501 Las Vegas Boulevard South, Suite 1100
Las Vegas, Nevada 89101
Telephone: 702-388-6336
Facsimile: 702-388-6787
Email: troy.flake@usdoj.gov

Attorneys for the Federal Defendants

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BASIN AND RANGE WATCH,

Plaintiff,

v.

BUREAU OF LAND MANAGEMENT
AND THE U.S. DEPARTMENT OF THE
INTERIOR,

Defendants.

Civil Action No.: 2:16-cv-00403 JCM-PAL

**JOINT MOTION FOR STAY PENDING
SETTLEMENT**

Plaintiff Basin and Range Watch and Defendants Bureau of Land Management and U.S. Department of the Interior submit this joint request that this matter be stayed for 30 days to allow the parties time to pursue settlement.

1 This case arises out of Plaintiff's Freedom of Information Act (FOIA) requests to the Federal
 2 Defendants. In responding to the FOIA requests, the Federal Defendants withheld some information
 3 pursuant to FOIA's Exemption Four. Plaintiff brought this action seeking disclosure of the information
 4 and alleging that the Federal Defendants failed to comply with FOIA.

5 The Federal Defendants filed their Motion for Summary Judgment on July 5, 2016. ECF# 20.
 6 Plaintiff filed its Response and Countermotion on August 9, 2016. ECF## 21, 25. Pursuant to the
 7 briefing scheduled entered by this Court, ECF 19, the Federal Defendants' combined summary judgment
 8 reply and cross-motion response is due September 20, 2016, and Plaintiff's cross-motion reply is due by
 9 October 21, 2016.

10 Due to a change in position by the submitter of the information withheld under Exemption Four,
 11 the Federal Defendants recently determined that they will disclose all information responsive to
 12 Plaintiff's original FOIA requests. The Federal Defendants agree that they will produce this information
 13 on or before September 26, 2016. The parties now believe they can resolve this matter without further
 14 litigation.

15 Accordingly, the parties respectfully request that this matter be stayed for 30 days to allow the
 16 parties to discuss settlement of this matter. The parties request that the Court set a status hearing 30 days
 17 from the entry of this Order, by which time the parties will either file a stipulation dismissing this action
 18 or submit a new proposed scheduling order to complete briefing on the pending motions.

19 Respectfully submitted this 20th day of September 2016.

20 DANIEL G. BOGDEN
 21 United States Attorney

22 /s/ Troy K. Flake
 23 Troy K. Flake
 24 Assistant United States Attorney
 25 Of Attorneys for Federal Defendants

/s/ David A. Bahr
 DAVID A. BAHR, ESQ., *Pro Hac Vice*
 Of Attorneys for Plaintiff

It is so ordered.

25 Date: September 22, 2016

Tygg A. Green
 United States Magistrate Judge